

100-1023-82

11 August 1982

MEMORANDUM FOR: Richard J. Kerr
Acting Deputy Director for Intelligence

25X1 FROM: [REDACTED]
Chief, Technology Transfer Assessment Center

SUBJECT: Third Meeting of SIG on the Transfer of
Strategic Technology

1. Attached at Tab A is the agenda for the third meeting of the SIG on the Transfer of Strategic Technology to be held at 2:00 on Thursday, 12 August, in Room 7219 of the State Department.

2. The agenda for the meeting will include discussion of the following topics of interest to you on behalf of the Intelligence Community.

1. Action on SIG's Revised Terms of Reference:

The TOR establishes a Policy Group to serve as the central interagency coordinating mechanism for technology transfer and a Special Projects Group to carry out tasks assigned by the SIG. The only agency that resisted the formation of the SIG was Commerce, but they reportedly have rejoined the fold.

2. Agency Reports

Bob Gates gave DCI report at last SIG meeting.

3. Progress Reports

- a. Raising Priorities in Embassies and in Training Programs - State is canvassing key embassies abroad to make a case for raising the stature of the Economic Defense Officers who are assigned export control tasks and other technology transfer related duties. State also has canvassed Washington agencies to suggest that trade control and the technology transfer

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problems be included in pertinent training courses. TTAC has been consulting with State to include such material in FSI courses. At present we provide speakers to the appropriate DO operations and other general Agency courses, such as the Mid-Career Course, etc. on the technology transfer problem.

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- b. Technology Transfer Study - This report is being conducted under TTIC auspices. The draft outline (See Tab B) will be distributed to the SIG members for their information. You may ask me as Chairman of TTIC, to make a brief progress report on the study.
- c. Re-examination of Extraditions Treaties - State is asking their legal staff to review these treaties with a view to including extradition for export control and other illegal technology transfer activities. TTAC provided State a list of priority countries to assist in their review.

4. New Issues

- a. Visa Denials on Technology Transfer Grounds
Visas have never been denied or even conditioned because of expressed concerns regarding technology transfer. Of the several Immigration and Naturalization Act (INA) provisions that would seem to be useable for this purpose 212(a)27 says that a visa can be denied when State or the Attorney General "knows or has reason to believe" the person "seeks to enter the United States solely, principally, or incidentally to engage in activities which would be prejudicial to the public interest or endanger the welfare, safety, or security of the United States." And 212(a)27 is not waivable. It has been used sometimes to stop intelligence agents and active cooptees. And once in awhile it has been used for political reasons. It has not been used to stop technology transfer cases, but it would seem the logical provision to use.

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The basic problem is that State and other agencies have yet to develop and agree upon criteria to be used and procedures to be followed. State has not called the interagency meeting asked for repeatedly (until now, with our hopes riding on the SIG). The difficulty at State is that various elements are at loggerheads--State cannot come up with a State position.

- b. Technology Transfer Study We 25X1
will take the lead on this study working through the TTIC. I have discussed this project informally with State and they appear agreeable to our doing a quick three month study to scope the major elements of the problems and report these findings to the SIG at its November meeting. Based on these findings, we would further refine whatever information for policy consideration is required at that time.

3. Attached at Tab C are the minutes of the last SIG meeting for your background reading as time permits.



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Attachments:
As stated

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Distribution:

Orig - Addressee

25X1 1 - [redacted] O/DCI
1 - Chairman NIC
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25X1 OSWR/TTAC [redacted] (11 Aug 82)

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AGENDA

1. Action on Revised Terms of Reference.
2. Reports from:
 - a. DOD
 - b. FBI
3. Progress Reports.
 - a. Raising Priorities in Embassies and in Training Programs ✓
 - b. Technology Transfer Study ✓
 - c. Re-examination of Extradition Treaties ✓
 - d. Interagency Communications System
4. New Issues.
 - a. Visa Denials on Technology Transfer Grounds ✓
 - b. Technology Transfer Study ✓
5. Other Business

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